

## The Court Report

<sup>2 nd</sup> Police District July 2008

Building Safer Neighborhoods Through Community Partnership www.DCcommunityprosecution.gov

#### **Summary of Recent Court Cases**

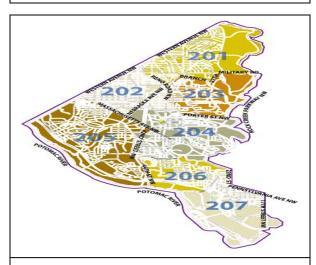
Anthony R. Greene, a Southeast District of Columbia man, has been sentenced to 70 months of incarceration after having been found guilty of armed robbery and a related weapons offense in connection with the September 10, 2007 robbery of the Ralph Lauren Polo Store located at 1245 Wisconsin Avenue, NW.

**Levar Simms, a 30-year-old** resident of Washington, D.C., was sentenced to 96 months of incarceration by U.S. District Judge Richard J. Leon following the defendant's conviction by a federal jury, on January 28, 2008, of interstate transportation of a minor for the purpose of prostitution.

Rural/Metro Corporation and Rural/Metro Mid-Atlantic, Inc., an ambulance transport service provider and former provider under the District of Columbia Medicaid program, has agreed to pay the United States \$951,602 to settle allegations that they were financially liable under the False Claims Act for false Medicaid billings.

A detailed descriptions of these and other cases from the 2<sup>nd</sup> District are provided inside of this report.

#### The 2<sup>nd</sup> Police District



#### **Contact Numbers**

**Supervisory Community Outreach Specialist**Janean Bentley 202-514-2315

**2D Community Prosecutor** 

Anita LaRue 202-715-7374

**2D Community Outreach Specialist** 

Janean Bentley 202-514-2315

**2D Police Station** 3320 Idaho Avenue, NW

202-715-7300

#### 2<sup>nd</sup> District Community Prosecution Update

On August 5th, the 25<sup>th</sup> Anniversary celebration kick-off for National Night Out which took place on the Mall and in the districts. The Second District, PSA 208, held their celebration at 17<sup>th</sup> and Church Street, NW where they had lots of food, fun, and games. There was a DJ that spread tunes through the community, bringing citizens of all ages together to participate in and enjoy the festivities. If you missed this one, you missed a treat!

Summer of Safety kicked off on June 12, 2008, and now we are coming to the end of the summer months of activities for the adults and children in all seven districts. We will continue our partnership with all local and federal agencies moving forward with the theme, "Power of the Community" with activities for everyone to participate in throughout the year. Remember to come out to your next PSA meeting in your community.

Published Monthly by the U.S. Attorney's Office Community Prosecution Team

#### THE COURT REPORT

Anthony R. Greene, a Southeast District of Columbia man, has been sentenced to 70 months of incarceration after having been found guilty of armed robbery and a related weapons offense in connection with the September 10, 2007 robbery of the Ralph Lauren Polo Store located at 1245 Wisconsin Avenue, NW. Greene, 39, was found guilty on April 1, 2008, by a Superior Court jury of one count of Armed Robbery and Carrying a Dangerous Weapon. Greene received his sentence before the Honorable Harold L. Cushenberry, Jr. (Case No. 2007CF3028936; PSA)

**FACTS:** According to the government's evidence, on September 10, 2007, at approximately 6:45 p.m., Greene entered the Ralph Lauren Polo Store with a backpack and walked over to an area stocked with button-down shirts and removed some of them from one of the cubby holes. He then took the shirts into a nearby dressing room. A few minutes later, the store manager and an employee discovered Greene in the dressing room stuffing the shirts into his back pack. Realizing that Greene was trying to steal the shirts, the store manager requested the shirts back from Greene. Greene grabbed his bag and ran out of the dressing room. The store manager followed and tried to take the bag full of shirts from him. Greene then brandished a box cutter and jabbed it at the manager. The manager was able to jump back fast enough to prevent Greene from cutting him. Greene escaped and a store employee called the police. He was found by the Metropolitan Police Department several hours later with the box cutter.

#### **DISTRICT COURT CASES**

Levar Simms, a 30-year-old resident of Washington, D.C., was sentenced to 96 months of incarceration by U.S. District Judge Richard J. Leon following the defendant's conviction by a federal jury, on January 28, 2008, of interstate transportation of a minor for the purpose of prostitution. In sentencing Simms to 96 months of incarceration, Judge Leon stated that Simms had preyed on a minor's vulnerabilities and weaknesses, and that he had made no showing of remorse. The Court departed upwards from the applicable sentence under the U.S. Sentencing Guidelines, stating that this was "not a case where a guideline sentence would be adequate to deter others who may be similarly inclined." Upon release from prison, Simms will be required to serve 10 years of supervised release and to register as a sex offender.

**FACTS:** According to the evidence presented at trial, Simms first encountered the victim, a 16-year-old girl, in the late evening on July 6, 2006, when he pulled up alongside her in his Ford Thunderbird outside of a shelter for juveniles in Greensboro, North Carolina. The teenager had traveled to North Carolina from her home in Harrisburg, Pennsylvania, to visit with family friends. Shortly after she arrived, she became stranded and checked into the Act Together Youth Facility.

Simms took the teenager to a house in Greensboro, North Carolina, where he encouraged her to prostitute for him. She agreed to do so, and was introduced to several other adult women who also prostituted themselves for Simms.

After several days, Simms told the teenager that he wanted her to come with him to Washington, D.C., because she would be able to make more money there. Simms drove the teenager, together with several other adult women, to Washington, D.C., and installed them in his apartment in the 4500 block of Jay Street, NE. From there, the defendant arranged for the prostitutes' photos to be placed on craigslist in the "erotic services" section.

Evidence at trial also established that – on at least one occasion – Simms arranged for the teenager to "walk the track" on Rhode Island Avenue in an area known for prostitution. On August 14, 2006, members of the Metropolitan Police Department stopped the teenager because she appeared to be underage. Once they confirmed that she was, in fact, a minor, officers asked her to call someone to pick her up. She placed a phone call to a number in her phone stored under "Daddy." Moments later, Simms arrived in the same Ford Thunderbird he had used to transport the teenager to Washington, D.C.

In the backseat of his car, officers found the computer used to post the teenaged victim's and the other (adult) prostitutes' advertisements to craigslist.

The Court stated that the victim was put in a position through the defendant's assistance and support to prostitute herself and to be put on craigslist. "You knew better, and others should know better," Judge Leon told the defendant at sentencing.

This case was brought as part of Project Safe Childhood and the Regional Internet Crimes Against Children Task Force. In February 2006, the Attorney General created Project Safe Childhood, a nationwide initiative designed to protect children from online exploitation and abuse. Led by the U.S. Attorney's Offices, Project Safe Childhood marshals federal, state and local resources to better locate, apprehend, and prosecute individuals who exploit children via the Internet, as well as identify and rescue victims. For more information about Project Safe Childhood, please visit <a href="https://www.projectsafechildhood.gov/">www.projectsafechildhood.gov/</a>.

Rural/Metro Corporation and Rural/Metro Mid-Atlantic, Inc., an ambulance transport service provider and former provider under the District of Columbia Medicaid program, has agreed to pay the United States \$951,602 to settle allegations that they were financially liable under the False Claims Act for false Medicaid billings.

**FACTS:** The settlement agreement concludes an investigation into Rural/Metro Mid-Atlantic for filing claims under the Medicaid program for ambulance transport services. The investigation, conducted by the FBI's Health Care Fraud Squad, Health and Human Services Office of Inspector General (HHS OIG), and the District of Columbia Office of the Inspector General, Medicaid Fraud Control Unit (MFCU), uncovered false billings that occurred between

September 1999 and May 2002 for ambulance transport services that the company represented were rendered to D.C. Medicaid recipients. Based on its investigation, the Government contended that certain ambulance transport services were not medically necessary, were not authorized under applicable Medicaid provisions, were not provided at the level of service billed, and/or not provided at all. Rural/Metro agreed to settle under the Federal False Claims Act in the amount of \$951,602, a portion of which goes to the federal government, which contributes to each state Medicaid program. The parent company is headquartered in Scottsdale, Arizona. The company denied liability as part of the settlement.

Martin R. McLaren, 65, a local physician, of Thornden Terrace, Bethesda, Maryland, was sentenced today by U.S. District Judge Colleen Kollar-Kotelly to 37 months of incarceration for making false statements in relation to health care matters, U.S. Attorney Jeffrey A. Taylor, Joseph Persichini, Jr., Assistant Director in Charge of the FBI's Washington Field Office, Patrick Doyle, Special Agent in Charge of the Health and Human Service - Office of the Inspector General, Patrick McFarland, Inspector General of the Office of Personnel Management, and U.S. Department of Labor Inspector General Gordon S. Heddell announced. In addition to the sentence, McLaren agreed to pay \$5 million in restitution, forfeiture, and a civil settlement. "This case is another example of law enforcement's active pursuit of health care fraud offenders," said U.S. Attorney Taylor. "McLaren's case is among the largest criminal health care fraud cases in the District of Columbia, and the sentence of 37 months' incarceration underscores the importance of these prosecutions."

**FACTS:** Other large fraud cases prosecuted recently in the District of Columbia include those against defendants Dr. Douglas Greer, with a loss of \$1 million; Akiuber Ndoromo James, who is awaiting sentencing where the loss was \$1.8 million; and Richard Henry, with a loss exceeding \$350,000.

As part of his guilty plea, Dr. McLaren stipulated that he had caused \$1.75 million in loss because of his actions at the Pain Management Clinic. Dr. McLaren is an anesthesiologist who owns the Pain Management Center, which was located in Hyattsville, Maryland, and rented space at other locations, including Waldorf, Oxon Hill and Largo, Maryland.

In his billing procedures, between 2000 and 2006, Dr. McLaren used a pre-printed form, known in the medical industry as a "superbill," to indicate which medical procedures or services should be billed for each individual patient. The superbill listed the names of procedures that Dr. McLaren commonly billed, and also listed the corresponding code for each procedure. The procedure codes, also known as "CPT codes," are defined in the American Medical Association Physician's Current Procedure Terminology ("CPT") Guidebook.

To initiate the billing process for an individual patient, Dr. McLaren would circle procedure codes on the superbill to indicate which procedures should be billed to the patient or to the patient's insurance company. Upon receiving the superbill, the billing employee would enter information from the superbill into a billing software program, which, in turn, would generate an insurance claim form, known in the industry as a HCFA or CMS 1500 claim form. Dr. McLaren

was required to certify on the claim form that all of the information on the form was accurate. Once the claim form was prepared, Dr. McLaren's staff submitted the form on his behalf by mail or electronically to Medicaid, Medicare or to the appropriate private insurance company for processing and payment. The insurance provider based the payment amount on the CPT codes specified on the claim form.

Dr. McLaren, with the assistance of his staff, submitted claims for payment to Medicaid, Medicare, private insurance companies and employee benefit plans such as Aetna, Inc., CareFirst Blue Cross Blue Shield, and Liberty Mutual, Inc., the Federal Employees Health Benefits Program, the Maryland Injured Worker's Insurance Fund and the U.S. Department of Labor's Office of Worker's Compensation Programs.

Specifically, with the assistance of his staff, Dr. McLaren submitted several claims to health benefit programs to seek payment for transforanimal epidural injections (CPT Codes 64479, 64483 and 64484). Transforanimal epidural injections, or "TEI," are essentially complex injections made around the spinal area for the purpose of pain relief, and require specialized equipment, including flouroscopic image guidance and 3.5 inch long needles. Dr. McLaren admitted that he did not actually perform TEI as part of his medical practice.

Patrick Syring, a former foreign service officer with the U.S. Department of State, was sentenced in federal court in Washington, D.C., on federal civil rights charges for threatening employees of the Arab American Institute (AAI) because of their race and national origin. Syring was sentenced by the Honorable Colleen Kollar-Kotelly to two concurrent sentences of 12 months of imprisonment followed by 3 years of post-release supervision, 100 hours of community service and was ordered to pay a \$10,000 fine.

**FACTS:** On June 12, 2008, Syring, age 50, pleaded guilty to a federal civil rights charge for race- and national origin-based interference with the victims' federally protected right to employment, and to a second charge for the interstate transmission of threatening communications. Syring admitted that in July 2006 he sent a series of threatening email and voicemail communications to six employees of AAI, a nonprofit organization that promotes Arab-American participation in the U.S. electoral system and public policy issues. Syring also admitted that he intended to intimidate the victims and interfere with their employment because of their race as Arab-Americans and their national origin as Lebanese-Americans.

The indictment to which Syring pleaded guilty charged that he sent four emails and three voicemails to AAI employees from approximately July 17 to 29, 2006. The emails included repeated use of threatening phrases. An additional email condemned AAI for a fatal shooting at the Jewish Federation of Greater Seattle in July 2006 that was committed by a lone gunman who had no affiliation with AAI.

A career foreign service officer and a resident of Arlington, Va., Syring retired from the U.S. Department of State in July 2007.

"Threats of violent hate crimes have an impact far greater than the impact on the individual victim," said Grace Chung Becker, Acting Assistant Attorney General for the Civil Rights Division. "These are crimes against the fundamental ideals on which America was founded."

There is no room in our society for the intolerance of other races or national origins, particularly by those who hold positions within the government," stated Jeffrey A. Taylor, U.S. Attorney for the Distict of Columbia. "This prosecution reflects our steadfast commitment to address violations of our civil rights laws."

This case was investigated by Special Agents Greg H. Bristol and Jay Greenberg of the Federal Bureau of Investigation.

Donald Kirk, 43, of Springfield, Virginia, pled guilty in the U.S. District Court for the District of Columbia to bank robbery, announced U.S. Attorney Jeffrey A. Taylor, Joseph Persichini, Jr., Assistant Director in Charge of the FBI's Washington Field Office, and Metropolitan Police Department (MPD) Chief Cathy L. Lanier. The Honorable Richard J. Leon scheduled the sentencing hearing for October 3, 2008. Kirk faces a maximum statutory prison sentence of 20 years and a fine of \$250,000.

**FACTS:** According to the government's evidence, on May 7, 2007, at approximately 5:40 p.m., Kirk entered the Chevy Chase Bank at 650 F Street, NW, Washington, D.C., and approached teller window number 4. The defendant put a handwritten note under the teller window that read "this is a hold up. Don't move. Give me all the money. I have a gun and will shoot." A bank teller placed in the teller slot loose cash, which the defendant took, while another bank teller activated Chevy Chase Bank's silent alarm system. The defendant left Chevy Chase Bank and fled on foot with the loose cash. The defendant left behind the robbery demand note. This incident was captured on the Chevy Chase Bank surveillance video. The total loss to Chevy Chase Bank was \$1,751.00.

On May 9, 2007, the defendant was arrested in Springfield, Virginia, for the bank robbery of the BB&T Bank. FBI Special Agent Mike Pinto, who had been assigned to investigate the robbery of the Chevy Chase Bank on May 7, 2007, learned of the defendant's arrest. Special Agent Pinto went to the police station in Springfield, Virginia, viewed the defendant and recognized him from the Chevy Chase Bank surveillance video as the individual who had robbed that bank on May 7, 2007. On May 14, 2007, two witnesses separately viewed a photo array and positively identified the defendant as the individual who had committed the robbery of the Chevy Chase Bank on May 7, 2007. On February 8, 2008, Kirk was sentenced in Virginia to a period of incarceration of 11 years for his robbery of the BB&T Bank on May 9, 2007.

Haskell E. Parker, a 49-year-old District of Columbia man, was sentenced by U.S. District Judge Ellen S. Huvelle to a term of 57 months in prison for robbing a SunTrust Bank in Northwest Washington, D.C. in December 2007. Parker entered his guilty plea to one count of bank robbery on March 7, 2008. As part of his guilty plea, the defendant agreed to pay an additional \$1397 in restitution in connection with another bank robbery that took place in Georgetown four days earlier.

**FACTS:** Parker admitted during the plea proceeding that on Friday, December 21, 2007, at approximately 11:15 a.m., he robbed the SunTrust Bank located at 1369 Connecticut Avenue, NW, by passing to the teller a note demanding money. In response, the teller gave Parker a total of \$695, which monies included a packet of bills containing a tracking device. Parker took the money, left the bank and immediately traveled to National Wholesale Liquidators, where he made numerous purchases with the proceeds of the robbery.

Upon leaving the store, Parker requested a ride from one of the store's courtesy van drivers. As the van approached the exit to the parking lot, which was being monitored by law enforcement, agents saw Parker in the passenger seat of the van and realized that he appeared to match a bank surveillance photo that had been e-mailed to them. Agents then stopped the van and detained Parker, who later was identified by the bank teller as the person who had robbed him. In searches of Parker and the van, agents recovered approximately \$535, the glasses worn by Parker during the robbery, the demand note, the tracking device, and Parker's purchases, which included clothes and electronics.

Samuel Earl Pope, 61, of Washington, D.C., pleaded guilty in federal court to money laundering conspiracy and mail fraud charges, becoming the seventh defendant in the long-running District of Columbia Office of Tax & Revenue property tax refund fraud scheme to enter a guilty plea. Pope pleaded guilty in the U.S. District Court for the District of Columbia before the Honorable Emmet G. Sullivan. The maximum sentence for money laundering conspiracy is 20 years of incarceration, three years of supervised release, and a fine of \$500,000 or twice the gain to Pope. The maximum sentence for mail fraud is 20 years of imprisonment, three years supervised release, and a fine of \$250,000 or twice the gain. Under the non-binding U.S. Sentencing Guidelines, Pope faces a likely prison sentence of between 51 and 63 months and a fine of between \$10,000 and \$100,000. Pope agreed to provide \$1,586,406.26 in restitution to the District of Columbia. No sentencing date has been set, although a status hearing has been scheduled for September 22, 2008.

**FACTS:** According to the factual proffer presented by the government in Court, Pope met Harriette Walters in the late 1980s, when she began coming to his hair salon, Head to Toe, in Southwest Washington, D.C. Walters was an employee of the D.C. Office of Tax & Revenue (OTR) and has been charged with embezzling funds by creating and approving fraudulent property tax refund applications. Walters explained her scheme to Pope, and he agreed to allow

"Today's guilty plea exposes another layer of this audacious fraudulent scheme which robbed the District of Columbia of millions of dollars that could have been used to help people truly in need

in our community," said U.S. Attorney Taylor. "While the guilty plea marks a successful end to another chapter of this sad saga, we are by no means done. The ultimate goal is to bring each and every member of this scheme to justice."

"Today's guilty plea illustrates that the FBI will continue to work with its law enforcement partners to identify every participant in this mammoth fraud scheme and hold them accountable for their actions," stated FBI Assistant Director in Charge Persichini.

The investigation has thus far resulted in guilty pleas from seven of Walters's co-conspirators, including Pope; Walters's brother (Richard Walters, 49); Walters's nephew (Ricardo Walters, 33); Walter's close friend (Connie Alexander, 52); Walters's former banker at Bank of America (Walter Jones, 33); Walters's personal shopper (Marilyn Yoon, 40); and the husband of Walters's friend and mentor (Robert Steven, 55).

Cryostar SAS, formerly known as Cryostar France ("CRYOSTAR"), a French corporation, headquartered in Hesingue, France, was sentenced before Judge Colleen Kollar-Kotelly of the U.S. District Court for the District of Columbia to a criminal fine of \$500,000 and corporate probation of two years. In April 2008, CRYOSTAR pled guilty to one count of Conspiracy, one count of Export without an Export License, and one count of Attempted Export without an Export License.

FACTS: The evidence in this case established that CRYOSTAR, with business locations around the world including in the United States, specialized in the design and manufacturing of cryogenic equipment, such as pumps, turbines, compressors and automatic filling stations that were used to transport and process natural gases at extremely cold temperatures. Ebara International Corp., Inc. ("Ebara") was a Delaware corporation with its principal place of business in Nevada. Ebara engaged in the business of designing and manufacturing cryogenic pumps for various uses, including for pumping fluid hydrocarbons that have been cooled to cryogenic temperatures (280 degrees below zero). Ebara specialized in the design and manufacturing of cryogenic equipment, such as pumps, turbines, compressors and automatic filling stations that were used to transport and process natural gases at extremely cold temperatures. "TN" was a French company with a U.S. subsidiary.

In 2001, TN arranged to purchase cryogenic submersible pumps from Ebara for delivery to an Iranian company for installation at the 9<sup>th</sup> and 10<sup>th</sup> Olefin Petrochemical Complexes in Iran. CRYOSTAR agreed to facilitate this transaction by serving as the middleman for TN and Ebara, by purchasing the pumps from Ebara, by reselling them to TN (which forwarded the pumps to Iran), and by falsely indicating that the final purchaser was a French company that would install the pumps in France, when all parties to the transaction knew that the ultimate and intended destination of the pumps was Iran.

The conspirators developed a plan to conceal the export of cryogenic pumps to Iran, under which Ebara would sell and export the pumps to CRYOSTAR in France, which would then resell the

pumps to TN, with the ultimate and intended destination being Iran. The conspirators set forth the plan on a "matrix," which they used as a roadmap, including various procedures to be followed by each company to protect their conduct from detection by United States law enforcement, which included the following:

- requiring that all paperwork be passed through the London office of Ebara which would eliminate references to Iran and TN on paperwork going to Ebara in the United States and which would replace Ebara references with the letterhead and template of CRYOSTAR on engineering drawings, letters and reports on paperwork going to TN and Iran;
- 2) creating false purchase orders
  - I) from CRYOSTAR to Ebara stating that CRYOSTAR, not TN, was the purchaser, and France, not Iran, was the ultimate and intended destination and
  - ii) from TN to CRYOSTAR stating that CRYOSTAR, not Ebara, was the supplier, and that France, not the United States, was the country of origin for the pumps;
- 3) permitting only limited witness testing of the pumps in the United States by TN and not at all by the Iranian customer;
- transferring responsibility for all installation, commissioning, maintenance, testing, and training in Iran from Ebara to CRYOSTAR and allowing participation by Ebara personnel from Ebara's London office only in "extreme situations" and no participation by Ebara personnel from the United States "under any circumstances";
- 5) omitting all Ebara labels and stamps on the pumps' component parts before export to conceal the true country of their origin;
- 6) replacing Ebara labeling and stamping of the pumps' component parts and accompanying shipping documents with CRYOSTAR identifiers after export to France so the country of their origin appeared to be France rather than the United States:
- purchasing as many component parts as possible from non-U.S. suppliers and importing them into the United States for assembly by Ebara to avoid using parts with U.S. certificates of origin and addressing questions from U.S. suppliers regarding end-users; and

8) shipping the pumps from the United States through Canada, and then to France for re-labeling, before shipment to Iran for installation at the 9<sup>th</sup> Olefin Petrochemical Complex.

Following the procedures set forth in the "matrix," the conspirators manufactured four pumps, and shipped them, in January 2003, for installation at the 9<sup>th</sup> Olefin Petrochemical Complex in Iran, ("First CRYOSTAR Order"). The total value of the First CRYOSTAR Order was approximately \$746,756.

The conspirators prepared three additional pumps to be shipped to Iran in the fall of 2003, for installation at the 10<sup>th</sup> Olefin Petrochemical Complex in Iran ("Second CRYOSTAR Order"). The total value of the Second CRYOSTAR Order was approximately \$1,125,055. The conspirators halted shipment of the Second CRYOSTAR Order because of this investigation.

The conspirators attempted to cover up their illegal conduct by creating false correspondence confirming that none of the pumps were sent, or were intended to be sent, to Iran.

None of the conspirators sought and obtained export licenses for either the First CRYOSTAR Order or the Second CRYOSTAR Order.

Ebara and its former president pled guilty and were sentenced at an earlier stage in this investigation.

CRYOSTAR's guilty plea and sentencing are the result of an investigation by the U.S. Department of Commerce, Bureau of Industry and Security.

Joseph Muhidin Mustafa, 41, a Bowie, Maryland man, was sentenced to 10 months of confinement and ordered to pay \$32,311 in restitution by U.S. District Court Judge Rosemary C. Collyer, pursuant to his April 15, 2008, plea of guilty to one count of Federal Employee Compensation Benefits Fraud. Judge Collyer cited the importance of deterrence and the longstanding nature of Joseph Mustafa's fraud on the government when she sentenced him to a period of 6 months of incarceration, followed by 4 months of home confinement, and 3 years of supervised release, and ordered Mustafa to pay \$32,311 in restitution. She also found that Mustafa had obstructed justice by attempting to thwart the government's investigation of his case.

**FACTS:** As the Court stated, unemployment benefits are intended to provide necessary support to people injured on the job, not to become a way of life. However, for Joseph Mustafa, who was hired as a temporary cable installer by the U.S. Senate in February 1989, and who suffered a single tear to his left anterior cruciate ligament (ACL) approximately one month later, his monthly benefits check paid his living expenses for more than almost 17 full years.

"Government benefits such as the disability program administered by the Department of Labor are funded by taxpayers who rightfully demand accountability and honesty on the part of the programs' participants," said U.S. Attorney Taylor. "This is a concept that – time and time again – the defendant failed to appreciate."

From April 1989 until February 2006, Mustafa received \$220,608 in disability compensation benefits from the Department of Labor's Office of Workers' Compensation Programs (OWCP). However, by 1995 Mustafa was well enough to begin racing cars at racetracks across the Mid-Atlantic region to supplement his unemployment compensation benefits. Mustafa did not report the fact that he was racing or the money he earned by doing so to OWCP.

Edward Javier, 54, was sentenced to six months in prison in connection with a \$1 million scheme to defraud the Export-Import Bank of the United States (Ex-Im Bank), Acting Assistant Attorney General Matthew Friedrich of the Criminal Division and U.S. Attorney Jeffrey A. Taylor of the District of Columbia announced. Javier, of Cerritos, Calif., was sentenced today in the U.S. District Court for the District of Columbia by the Honorable Richard W. Roberts. In addition to his prison sentence, Javier will serve six months home detention and 36 months of supervised release following his release from prison, and will pay restitution of \$684,934 to the Ex-Im Bank.

**FACTS:** Javier pleaded guilty on April 30, 2008, to one count of conspiracy to defraud the United States and one count of mail fraud. As part of his plea, Javier, the former owner of Lifeline Infinity Inc., admitted that between February 2003 and July 2003, he acted as a purported "exporter" in a fraudulent \$1 million loan transaction, falsified documents sent to U.S. banks and to the Ex-Im Bank, and misappropriated approximately \$870,000 in loan proceeds. Javier admitted to keeping approximately \$13,000 of those proceeds, transferring approximately \$550,000 of the loan proceeds to bank accounts owned or controlled by a co-conspirator in the Philippines and transferring approximately \$300,000 to a company in the United Kingdom.

This case is part of a broader investigation into an \$80 million scheme to defraud the Ex-Im Bank between November 1999 and December 2005. To date, seven individuals – Javier, Daniel Curran, Edward Chua, David Villongco, Robert Delgado, Christina Song and Jaime Galvez – have pleaded guilty to charges related to their involvement in the fraud scheme. Curran was sentenced on April 23, 2008, to 41 months in prison; Chua was sentenced on May 14, 2008, to 37 months in prison; Villongco was sentenced on Feb. 29, 2008, to 33 months in prison; Delgado was sentenced on Oct. 5, 2007, to 24 months in prison; and Galvez was sentenced on Jan. 7, 2008, to 12 months in prison. Song is scheduled to be sentenced on Oct. 2, 2008.

In addition, four other individuals – Marilyn Ong, Ildefonso Ong, Nelson Ti and Joseph Tirona – have been indicted by a federal grand jury in the District of Columbia for their alleged involvement in the scheme.

E-Gold Ltd., (E-Gold) an Internet-based digital currency business, and its three principal directors and owners, pleaded guilty to criminal charges relating to money laundering and the operation of an illegal money transmitting business. E-Gold and its corporate affiliate Gold & Silver Reserve Inc. each pleaded guilty to conspiracy to engage in money laundering and conspiracy to operate an unlicensed money transmitting business. The principal director of E-Gold and CEO of Gold & Silver Reserve Inc. (Gold & Silver Reserve), Dr. Douglas Jackson, 51, of Melbourne, Fla., pleaded guilty to conspiracy to engage in money laundering and operating an unlicensed money transmitting business. E-Gold's other two senior directors, Barry Downey, 48, of Baltimore, and Reid Jackson, 45, of Melbourne, each pleaded guilty to felony violations of District of Columbia law relating to operating a money transmitting business without a license. E-Gold, Gold & Silver Reserve and the three company directors were charged in an indictment returned by a federal grand jury on April 24, 2007.

**FACTS:** At sentencing, E-Gold and Gold & Silver Reserve face a maximum fine of \$3.7 million. Douglas Jackson faces a maximum prison sentence of 20 years and a fine of \$500,000 on the conspiracy to engage in money laundering charge, and a sentence of five years and a fine of \$250,000 on the operation of an unlicensed money transmitting business charge. Downey and Reid Jackson each face a maximum of five years in prison and a fine of \$25,000. Additionally, as part of the plea, E-Gold and Gold & Silver Reserve have agreed to forfeiture in the amount of \$1.75 million in the form of a money judgment for which they are joint and severally liable. Sentencing for all defendants has been set for Nov. 20, 2008.

In addition to the fines and prison sentences, each of the defendants agreed that E-Gold and Gold & Silver Reserve will move to fully comply with all applicable federal and state laws relating to operating as a licensed money transmitting business and the prevention of money laundering which includes registering as money service businesses. Also as part of the plea agreement, the businesses will create a comprehensive money laundering detection program that will require verified customer identification, suspicious activity reporting and regular supervision by the Internal Revenue Services' (IRS) Bank Secrecy Act Division, to which the Financial Crimes Enforcement Network delegated authority according to federal regulations. E-Gold and Gold & Silver Reserve will hire a consultant to ensure their compliance with applicable law and hire an auditor to verify the companies' claims that all transactions are fully backed by gold bullion.

Under federal law and District of Columbia law, in addition to other jurisdictions, the E-Gold operation was required to be licensed and registered as a money transmitting business. However, according to information in plea materials, the E-Gold operation functioned as a money transmitting business without registering with the federal government and without a license in the District of Columbia. Because these businesses and individuals illegally failed to register and follow applicable regulations under federal and District of Columbia laws, the resulting lack of oversight and required procedures created an atmosphere where criminals could use "e-gold", or digital currency, essentially anonymously to further their illegal activities.

Specifically, according to information contained in plea materials, the E-Gold operation provided digital currency services over the Internet through two sites: <a href="www.e-gold.com">www.e-gold.com</a> and <a href="www.

"By failing to comply with money laundering laws and regulations, the E-Gold operation created an environment ripe for exploitation by criminals seeking anonymity in conducting online transactions," said Acting Assistant Attorney General Matthew Friedrich. "This case demonstrates that online payment systems must operate according to the applicable rules and regulations created to ensure lawful monetary transactions."

"The operations of E-Gold, Ltd. and the other defendants undermined the laws designed to maintain the integrity of our financial system and created opportunities for criminal activity," said U.S. Attorney Taylor. "Because of the successful prosecution of these defendants, digital currency providers everywhere are now on notice that they must comply with federal banking laws or they will be subject to prosecution."

"The Secret Service is pleased with the successful outcome of the E-gold investigation," said U.S. Secret Service Assistant Director for Investigations Michael Stenger. "This case demonstrated that even the most sophisticated criminals cannot escape the combined resources of the Secret Service and our law enforcement partners. The Secret Service is committed to our mission of safeguarding the nation's critical financial infrastructure and we will continue to pursue criminals seeking to use the Internet and new technologies to commit crimes."

Patricia A. Steven, age 73, of Harwood, Maryland, pleaded guilty to receipt of stolen property and conspiracy to commit money laundering in connection with a property tax refund scheme in which millions of dollars were stolen from the District of Columbia Office of Tax and Revenue, announced U.S. Attorney for the District of Maryland Rod J. Rosenstein and U.S. Attorney for the District of Columbia Jeffrey A. Taylor. As part of her plea agreement, Steven agreed to a money judgment of \$8,833,310.32 and, in order to satisfy such money judgment, to forfeit three Jaguar cars, two residences, jewelry and monies held in four bank accounts. U.S. Attorney Rod J. Rosenstein stated, "This case is especially egregious because Patricia Steven spent over 16 years laundering almost \$9 million into a bank account she controlled with her husband, a former IRS employee. We

will seek the forfeiture of all criminal proceeds and property purchased with stolen money because victims deserve restitution and criminals must not be permitted to profit from their crimes."

**FACTS:** According to her plea agreement, Patricia Steven met a conspirator in the mid-1970s. In the late 1980s, the conspirator proposed that Steven deposit a check drawn on a District of Columbia bank account and made payable to Patricia Steven. The conspirator explained that Steven would be allowed to keep a portion of the proceeds from the check, but would have to return a substantial portion to the conspirator. Despite knowing that the conspirator obtained the check fraudulently, Steven agreed and deposited the first check.

In the following 16 years, from June 1990 to November 2007, Patricia Steven and the conspirator continued this arrangement. Patricia Steven and the conspirator made a total of 72 check or cash deposits into an account controlled by Patricia Steven and her husband, former IRS employee Robert Steven. The individual checks and amounts of cash that were deposited ranged in amounts from initial deposits over \$3,559 each, to subsequent deposits of up to \$490,000.

Patricia Steven transferred at least \$1,162,750 of these funds to Robert Steven, and at least \$344,700 to the conspirator. Using these funds, Patricia and Robert Steven purchased at least four Jaguar cars, at least two residential properties, and diamonds and other jewelry worth over \$150,000.

Patricia Steven admits that the loss amount associated with her conduct is between \$7 million and \$20 million.

Patricia Steven faces a maximum sentence of 10 years in prison for receipt of stolen property and 20 years in prison and a fine of \$500,000 or twice the value of the transactions involved, whichever is greater, for conspiracy to commit money laundering. U.S. District Judge Alexander Williams, Jr. has scheduled her sentencing for November 10, 2008.

Robert Steven, age 55, of Edgewater; Samuel Earl Pope, age 61, of Washington, D.C.; Connie Alexander, age 52, of Bowie; Richard Walters, age 49, both of Bowie, Maryland; Walter Jones, age 33, of Essex, Maryland; Marilyn Yoon, age 40, of Derwood, Maryland; and Ricardo R. Walters, age 33, of Ft. Washington, Maryland, have pleaded guilty in connection with the property tax refund scheme. Robert Steven, Ricardo Walters, Richard Walters and Alexander each face a maximum sentence of 10 years in prison for receipt of stolen property and 20 years in prison for conspiracy to commit money laundering at their sentencing on September 8, July 23, September 8 and 25, 2008, respectively. Samuel Pope faces a maximum sentence of 20 years in prison for the money laundering conspiracy and for mail fraud. Walter Jones faces a maximum sentence of 20 years in prison and a fine of \$500,000 or twice the value of the transactions involved, whichever is greater, for conspiracy to commit money laundering at his sentencing on September 11, 2008. Marilyn Yoon faces a maximum sentence of 10 years in prison and a

\$250,000 fine for possession of property obtained by fraud at her sentencing on September 12, 2008.

Haphen Chitsa, a Maryland woman, was arraigned on an indictment charging her with conspiracy, interstate transportation of embezzled checks, and theft, announced U.S. Attorney Jeffrey A. Taylor and Jeffrey W. Irvine, Special Agent in Charge of the U.S. Secret Service's Washington Field Office. Chitsa, 39, of Clarksburg, Maryland, also faces forfeiture of the approximate \$195,000 in money alleged to have been stolen. The case has been assigned to U.S. District Chief Judge Royce C. Lamberth and is set for trial beginning September 22, 2008.

**FACTS:** According to the indictment, Chitsa worked in the accounting department at a local moving and storage company between April 2006 and July 2007, and through her job, had access to the company's computer system. Chitsa created a new account under the name of an existing vendor. The indictment further alleged that Chitsa tricked the moving company's computer into issuing duplicate checks as if to pay for invoices, which had already been paid. In less than three months' time, Chitsa and her co-conspirator gained over \$195,800 from the scheme. According to the indictment, Chitsa took the fraudulently generated checks across state lines to the State of Maryland where the co-conspirator deposited the checks into a bank account and thereafter withdrew cash for Chitsa and used money for herself.

If convicted of all counts at trial, Chitsa could face about 27 - 33 months in prison under the Federal Sentencing Guidelines.

An indictment is merely a formal charge that a defendant has committed a violation of criminal laws. Every defendant is presumed innocent until and unless found guilty.

William H. Ashley, a former employee in the Washington, D.C., branch of the men's clothing store, J. Press, was sentenced to 21 months of incarceration for his six-year wire fraud scheme to embezzle funds from J. Press. Ashley, 61, of Clinton, Maryland, pleaded guilty before U.S. District Judge James Robertson to one felony count of wire fraud on May 15, 2008. Today, he was sentenced to 21 months of incarceration and two years of supervised release, and was ordered to provide \$200,479.60 in restitution to J. Press.

**FACTS:** Ashley was a sale associate at J. Press who used his knowledge of the store's credit card processing systems to credit his Visa debit card fraudulently with J. Press funds; he attempted to disguise those credits by placing a smaller amount of charges on his American Express card. For example, in February 2006, Ashley credited his Visa debit card \$11,417.41 and attempted to hide his theft by placing \$6,173.35 in charges on his American Express card. In that month alone, Ashley thus embezzled \$5,244.06 from J. Press. Ashley used this method to embezzle more than \$200,000 from his employer.

During Ashley's six-year fraud scheme, he fraudulently credited his Visa card 777 times. Ashley defrauded J. Press on roughly 40 percent of the days for which he showed up to work during the six years of the scheme.

Troy Hopkins, a 31-year-old Lanham, Maryland resident, was sentenced by U.S. District Court Judge Reggie B. Walton to life imprisonment for his role in a large-scale PCP distribution network. Hopkins, a career offender, was convicted of narcotics conspiracy in November of 2007, after a two-month trial.

**FACTS:** The government presented evidence at trial that established that Troy Hopkins, one of the principal leaders of the conspiracy, developed relationships with California PCP suppliers who sold gallon quantities of the drug. Hopkins and other co-conspirators then used drug couriers – often young women – to carry gallons of PCP aboard airline jets that flew from Los Angeles International Airport, Long Beach Airport, and Burbank Airport into Baltimore Washington Thurgood Marshall International Airport and Dulles International Airport. These drug couriers carried the PCP in mouthwash, body lotion, or shampoo bottles packed in their checked luggage, while Hopkins took later flights to distance himself from the couriers during the transportation process. Hopkins alone made in excess of 25 trips to Los Angeles during a three-year period in order to purchase the PCP, and he established a network of more than 10 drug couriers. In a 24-month period alone, Hopkins and his co-conspirators were responsible for transporting in excess of 30 kilograms of PCP from California to the Washington metropolitan area.

Once the PCP arrived in the Washington area, local members of the conspiracy "cut" the PCP with car starter fluid in order extending their profits. The conspirators then sold the PCP to wholesale customers. The PCP would be resold on the streets of the District of Columbia and Maryland. Hopkins made an estimated \$20,000 to \$40,000 profit per gallon reselling the PCP.

The prosecution was the result of a multi-year investigation and was led by the Federal Bureau of Investigation, and it involved the OCDETF and HIDTA task forces.

Adam Bryant, a 30-year-old lawyer, working as a consultant and living in Washington, D.C., pled guilty today before the Honorable James Robertson, in the U.S. District Court for the District of Columbia, to one count of Traveling Interstate to Engage in Illicit Sexual Conduct and one count of Enticing a Minor. At sentencing, which is scheduled for October 6, 2008, Bryant faces a maximum sentence of 30 years of imprisonment and a fine of \$250,000. Under sentencing guidelines, he faces a likely sentencing range of 46 to 81 months in prison.

**FACTS:** According to the government's evidence, on March 25, 2008, members of the Innocent Images Task Force and an undercover Fairfax County police officer, posing as a father, posted a message onto the erotica section of "craigslist.com," advertising "family fun for discrete clientele only." Within ten minutes of the posting, the defendant replied, identifying himself as a 29-year-

old consultant, and proposing to meet the purported father. The undercover police officer explained that his 13-year-old daughter "is willing to work for daddy," and asked for a "donation." The defendant then called the undercover police officer and asked to speak to the girl. During a recorded conversation, the defendant asked the girl how old she was and if she wanted to "help out your daddy." The "girl," who, in fact, was another member of the Innocent Images Task Force, confirmed that she was "thirteen," and that she knew she was going to help out her "daddy." Over the course of the next several hours, the undercover police officer and the defendant continued their communication by e-mail and by telephone.

On March 26, 2008, the defendant agreed to meet the "father" and "step-daughter" at Champs Restaurant in Virginia. At the agreed upon time, the defendant entered the restaurant. Moments later, the "step-daughter" called the defendant, told him that she was in the car outside of the restaurant, and asked to speak to her father. The defendant told her that she couldn't talk to her father and to come into the restaurant and do what she was supposed to do.

After the telephone conversation, the defendant began walking out of the restaurant toward the parking lot. The defendant was stopped and placed under arrest. During a subsequent search of the defendant, law enforcement officials recovered, among other things, a video camera, \$1000 in cash, and a personal check.

This case was brought as part of Project Safe Childhood and the District of Columbia MPD/FBI Child Exploitation Task Force. In February 2006, the Attorney General created Project Safe Childhood, a nationwide initiative designed to protect children from online exploitation and abuse. Led by the U.S. Attorney's Offices, Project Safe Childhood marshals federal, state and local resources to better locate, apprehend, and prosecute individuals who exploit children via the Internet, as well as identify and rescue victims. For more information about Project Safe Childhood, please visit <a href="https://www.projectsafechildhood.gov">www.projectsafechildhood.gov</a>.

James Sampson, a 73-year-old resident of Frederick, Maryland, was sentenced to five years in prison by U.S. District Judge Rosemary Collyer following the defendant's plea on April 21, 2008, to transportation of child pornography and enticing a minor.

**FACTS:** According to the evidence presented at the time of the plea hearing, on November 6, 2007, a member of the Internet Crimes Against Children Task Force, who was undercover and posing as a pedophile, entered a Yahoo pedophile fetish chat room. Within minutes, the defendant contacted the undercover and asked, "how old is your daughter?" The undercover officer responded that his daughter was 12 years-old. The defendant informed the undercover officer that he wanted to have sex with his daughter. Over the course of the next several weeks, the defendant offered to pay \$100 for sex with the undercover officer's "daughter." In fact, the defendant wanted the "daughter" to come to his house in Frederick when his wife was out of town, or the defendant would go to the purported "father's" house to have sex with the girl there.

On November 14, 2007, the defendant sent the undercover officer a video, via e-mail, depicting an adult male having sex with a five-year-old girl. On December 29, 2007, the undercover officer, now posing as the "daughter," sent an e-mail to the defendant telling him that her "daddy" wanted her to e-mail the defendant to say "hi." Thereafter, the defendant e-mailed the "daughter," told her that he wanted her to come to his house in April, that he would reward her with gifts and asked her if he had ever experienced a particular sexual act. Over the course of the next few days, the defendant sent a card and money to an address given to the defendant by the undercover.

On January 17, 2008, a search warrant was executed at the defendant's house and the defendant was arrested.

This case was brought as part of Project Safe Childhood and the District of Columbia District of Columbia MPD/FBI Child Exploitation Task Force. In February 2006, the Attorney

General created Project Safe Childhood, a nationwide initiative designed to protect children from online exploitation and abuse. Led by the U.S. Attorney's Offices, Project Safe Childhood marshals federal, state and local resources to better locate, apprehend, and prosecute individuals who exploit children via the Internet, as well as identify and rescue victims. For more information about Project Safe Childhood, please visit <a href="www.projectsafechildhood.gov/">www.projectsafechildhood.gov/</a>.

Phillip Davis, a 44-year-old District of Columbia man, pleaded guilty in U.S. District Court to three counts of Bank Robbery, U.S. Attorney Jeffrey A. Taylor announced. Davis faces a likely sentencing guideline range of 46 to 57 months' imprisonment when he is sentenced by the Honorable Emmet G. Sullivan later this year.

**FACTS:** The defendant admitted during today's plea proceeding that he committed two bank robberies and attempted another bank robbery in September 2007, including the robbery of the Chevy Chase Bank at 1100 17th Street, NW, Washington, D.C., on September 4, 2007; the attempted robbery of the PNC Bank at 6196 Oxon Hill Road, Oxon Hill, Maryland, on September 17, 2007; and the robbery of the PNC Bank at 650 Pennsylvania Avenue, SE, Washington, D.C., also on September 17, 2007. The defendant obtained a total of \$3,300 from the robberies.

Steve R. Houch, a 53-year-old Virginia man, has been sentenced to serve 15 years in prison following his earlier guilty plea to Transportation of Child Pornography. Houck was sentenced by U.S. District Court Judge Emmet G. Sullivan, who also ordered lifetime supervised release.

**FACTS:** According to the evidence presented at the time of the plea, Houck, a computer specialist and former Federal Communications Commission technical analyst, contacted a Metropolitan Police Department Detective, who was acting in an undercover capacity, in an online incest chat room on June 12, 2007. When the undercover detective said that he was sexually

active with a ten- year-old girl, Houck, using the name "Rick Martin," expressed interest in meeting the child and engaging in sex with her. He sent over the internet an image of child pornography and asked the undercover detective to provide him with nude photographs of the fictional child, after which he would arrange to meet her. Over the course of the next several weeks Houck and the undercover detective had several on-line conversations.

Investigators determined that several different Internet Protocol addresses were associated with the conversations between "Rick Martin" and the undercover detective and that they were traced back to different individuals, including the occupants of several residences in close proximity to each other in Fairfax, Virginia. Through further investigation, Houck, who lived next door to one of the addresses, was developed as a suspect, and on July 2, 2007, a search warrant was executed at his residence.

Metropolitan Police Department officers and Federal Bureau of Investigation agents seized from Houck's home computers and other data storage devices thousands of images of child pornography. Houck had previously been convicted of Distribution of Child Pornography in the Eastern District of Virginia and had just completed a term of supervised release when he was arrested in this case. Because he had been convicted previously of Distribution of Child Pornography, Houck was subject to a mandatory minimum term of 180 months, or 15 years of incarceration.

This case was brought as part of Project Safe Childhood and the Regional Internet Crimes Against Children Task Force.In February 2006, the Attorney General created Project Safe Childhood, a nationwide initiative designed to protect children from online exploitation and abuse. Led by the U.S. Attorney's Offices, Project Safe Childhood marshals federal, state and local resources to better locate, apprehend, and prosecute individuals who exploit children via the Internet, as well as identify and rescue victims. For more information about Project Safe Childhood, please visit <a href="https://www.projectsafechildhood.gov/">www.projectsafechildhood.gov/</a>.

A partner in a Pennsylvania-based lobbying firm pleaded guilty today to destruction of evidence, Acting Assistant Attorney General Matthew Friedrich of the Criminal Division. Cecelia Grimes, 43, of Parkesburg, Penn., pleaded guilty before U.S. District Court Judge Henry H. Kennedy Jr., in U.S. District Court of the District of Columbia. At sentencing, Grimes faces a maximum sentence of 20 years in prison and a fine of \$250,000.

**FACTS:** According to the evidence presented at the plea hearing, Grimes was a registered lobbyist whose firm submitted requests for appropriations to the office of a Member of the U.S. House of Representatives (Representative A). Beginning prior to October 2006, the FBI opened an investigation into certain activities of Representative A, including whether Representative A agreed to support appropriations requests made by Grimes's firm in return for the payment of fees to Grimes's firm by its clients.

As part of that investigation, on Oct. 16, 2006, FBI agents served Grimes with two grand jury subpoenas after questioning her in relation to the investigation. One subpoena was for her lobbying firm's custodian of records and the other was for the custodian of records of another lobbying firm of which Grimes was the sole proprietor. Both subpoenas were issued on behalf of a grand jury of the U.S. District Court for the District of Columbia. The subpoenas instructed the custodians of records to produce by Oct. 27, 2006, a series of records, including all documents relating to: several of Firm A's clients; Representative A; Representative A's campaigns; or Grimes's travel.

Evidence presented at the plea hearing revealed that within six days of the FBI's service of the two grand-jury subpoenas, Grimes placed some documents that she had stored in her house into trash bags, which she then brought to the front of her house for collection as garbage. These documents included items related to Grimes's travel and to Representative A's campaigns. FBI agents retrieved the garbage bags that contained the discarded documents, which were never produced to law enforcement authorities.

Evidence also presented at the plea hearing revealed Grimes destroyed e-mails that were stored on her BlackBerry device. In early November 2006, Grimes placed her BlackBerry device in a rash can near a restaurant in Southeastern Pennsylvania. Grimes discarded her BlackBerry for the purpose of keeping the FBI from reviewing certain emails of hers that would be of interest to the FBI.

The case is being prosecuted by Assistant U.S. Attorney Howard Sklamberg, Trial Attorney Gregory C.J. Lisa of the Criminal Division's Organized Crime and Racketeering Section, Trial Attorney Armando O. Bonilla and former Trial Attorney Natashia Tidwell of the Criminal Division's Public Integrity Section. The case is being investigated by the FBI and IRS Criminal Investigation. The investigation of this case is ongoing.

Michael Maurice Clark pleaded guilty to mail fraud based on his scheme to embezzle more than \$180,000 from the D.C. Office of Tax and Revenue ("OTR") Clark, of District Heights, Maryland, pleaded guilty in U.S. District Court for the District of Columbia before the Honorable James Robertson. The maximum sentence for mail fraud is 20 years of imprisonment, three years of supervised release, and a fine of \$250,000 or twice the gain. Under the U.S. Sentencing Guidelines, Clark faces a likely prison sentence of between 15 and 21 months and a fine of between \$4,000 and \$40,000. Clark agreed to provide \$184,021.03 in restitution to the District of Columbia. Clark is to be sentenced on October 16, 2008.

**FACTS:** According to the factual proffer presented in Court today, beginning in December 2006, Clark conspired with his girlfriend, Jacqueline Cecilia Wright, to defraud OTR through fraudulent income tax returns. Clark agreed that Wright would use her position as a revenue officer for OTR and her knowledge of an OTR computer program to embezzle government

funds. With Wright's help, Clark submitted a fraudulent income tax return. After an income tax return check was mailed to Clark, and deposited into his account, Wright altered OTR computer records to indicate that the check was not received. As a result, a new income tax return check was generated and mailed to Clark. Wright repeated this process several times, allowing Clark and Wright to share the proceeds of six fraudulently obtained D.C. income tax return checks.

Wright has also been charged in connection with this scheme. Her case is pending before the Court.

Wei Chin, 37, a Chinese national living in Eldersburg, Maryland, has been sentenced to serve a 32-month period of incarceration and is subject to deportation to China upon his release, in connection with his earlier guilty plea to one count of Traveling Interstate to Engage in Illicit Sexual Conduct with a Minor. Chin received his sentence yesterday before the Honorable Judge Henry H. Kennedy, Jr., in the U.S. District Court for the District of Columbia. Chin pleaded guilty to the charge on May7, 2008.

**FACTS:** According to the government's evidence, which was accepted by Chin as part of his guilty plea, Metropolitan Police Department Detective Timothy Palchak posed undercover, at various times in 2007 and 2008, as a 14-year-old girl while using Yahoo's Instant Messenger service. In this undercover capacity, Detective Palchak began chatting with the defendant and had multiple Instant Messenger conversations with him between June 2007 and February 2008.

On February 14, 2008, the defendant, using the screen name "Wei Chi," agreed to engage in sexual intercourse with the fictitious 14-year-old girl. The defendant stated, "we will go to a small hotel if u are ok with it." When Detective Palchak asked the defendant if he would use condoms because she did not want "to get into any trouble," the defendant responded, "sure! I got everything." On February 15, 2008, the defendant made arrangements to meet the fictitious 14-year-old girl that day at a location in Washington, D.C., at 4:30 p.m.

The defendant subsequently drove from Maryland to this pre-arranged location. When he arrived, the defendant was stopped and placed under arrest. During a subsequent search of the abuse. Led by the U.S. Attorney's Offices, Project Safe Childhood marshals federal, state and local resources to better locate, apprehend, and prosecute individuals who exploit children via the Internet, as well as identify and rescue victims. For more information about Project Safe Childhood, please visit www.projectsafechildhood.gov.

#### **U.S.** Attorney's Office Website

The United States Attorney's Office maintains a website with additional information concerning Office personnel and activities. The website is <a href="www.DCcommunityprosecution.gov">www.DCcommunityprosecution.gov</a>.

# The Following Report, Titled "Papered Arrests" Contains Details on Arrests and Charges Filed Against Defendants in the Second District

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
_	07/10/2008 09:15	08095440	SHOPLIFTING YVONNE JONES	KEENE, GARRETT N	2008CMD015821	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5550 CONN AVE NW
201	07/10/2008 17:20		THEFT SECOND DEGREE ANDREW H. WARREN	COWAN, TYRON	2008CMD017449	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5535 CONN AVE NW
	07/15/2008 20:10	08098479	SIMPLE ASSAULT DARRYL FOX	TIRANA, JODENE A	2008CMD016222	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 4300 Blk Wisconsin Avenue NW
201	07/27/2008 16:50	08104940	POSS OF A CONTROL SUBSTANCE -MISD STEVEN E. SWANEY	PITTMAN, DARRELL M	2008CMD017203	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 500 Indiana Avenue
202	07/02/2008 16:30	08091350	THEFT SECOND DEGREE ADAM B. SCHWARTZ	KUYATEH, MINKAILU	2008CMD016846	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5300 WISCONSIN AVE NW
202	07/02/2008 18:45	08091394	THEFT SECOND DEGREE	MARTINEZ, CARLOS R	2008CMD015133	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 4500 WIS AVE NW
202	07/05/2008 11:45	08092751	THEFT SECOND DEGREE TIMOTHY J. MCDONALD	AKOREDE, GERALDINE	2008CMD017446	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5300 WISCONSIN AVE NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	07/05/2008 12:15	08092758	THEFT SECOND DEGREE JENNIFER L. LIGHTBODY	LEWIS, HARVEY D	2008CMD015390	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5300 WISCONSIN AVE NW
202	07/06/2008 18:05	08093418	THEFT SECOND DEGREE DANIEL K. ZACH	FOSTER, CRYSTAL	2008CMD015399	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5333 WISCONSIN AVE NW
202	07/10/2008 19:20	08095725	SHOPLIFTING FRANCES CHANG	SMITH, JEROME	2008CMD015835	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 4500 WISCONSIN AVE NW
	07/14/2008 00:30	08097533	UNAUTHORIZED USE OF A VEHICLE SEAN M. LEWIS	GREENWOOD, DYLAN N	2008CF2016038	SC, FELONY MAJOR CRIMES SECTION
	07/14/2008 00:30	08097533	UNAUTHORIZED USE OF A VEHICLE SEAN M. LEWIS	STEINBACH, STEPHEN Z	2008CF2016039	SC, FELONY MAJOR CRIMES SECTION 4130 ALBEMARLE ST NW
202	07/14/2008 16:00	08097784	SHOPLIFTING ANDREW H. WARREN	HANLEY, WILLIAM E	2008CMD016131	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5525 WESTERN AVE NW
	07/18/2008 17:35	08100012	THEFT SECOND DEGREE ADAM B. SCHWARTZ	KITHUKA, KEVIN M	2008CMD016533	SC, GENERAL CRIMES SECTION, FELONY UNIT 5255 Western Ave, NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	07/22/2008 21:50	08175543	THEFT SECOND DEGREE JOSHUA A. KLEIN	GRAY, MARCUS J	2008CMD016842	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5300 Wisconsin Ave NW
202	07/24/2008 17:30	08103181	SHOPLIFTING EPHRAIM WERNICK	BURISS, CHRISTOPHER R	2008CMD017056	5300 WISC AVE NW
202	07/24/2008 19:15	08103279	THEFT SECOND DEGREE MONICA N. SAHAF	BLACKMON, SHARMON A	2008CMD016995	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5300 WISC AVE NW
202	07/30/2008 06:00	08106368	THEFT SECOND DEGREE	STEINBACH, STEPHEN Z	2008CMD017430	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT F/O 4419 47TH STREET NW
	07/30/2008 06:00	08106368	THEFT SECOND DEGREE	JAMES, COLBY B	2008CMD017432	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT
_	07/05/2008 02:09		UNLAWFUL ENTRY YVONNE JONES	CEHIC, KENAN	2008CMD015239	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT Woodley Park Metro stop, 2622 Connecticut Ave., NW, WDC
	07/05/2008 08:30	08092710	THEFT SECOND DEGREE	MADDOX, JASON E	2008CMD015384	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 3336 WISCONSIN AVE NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
204	07/08/2008 12:10	08094268	THEFT SECOND DEGREE DARRYL FOX	HARLING, LARRY W	2008CMD015521	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 3406 WISCONSIN AVE NW
204	07/10/2008 18:30	08095652	POSS W/I TO DIST MARIJUANA-FEL	GREENBAUM, RICHARD	2008CF2015807	SC, FELONY MAJOR CRIMES SECTION 5039 Mac Arthur Blvd. NW, Washington, DC
204	07/12/2008 18:30	08096880	DESTRUCTION OF PROPERTY LESS THAN \$200 ADEMUYIWA T. BAMIDURO	FADAYOMI, ABIOLA	2008CMD016034	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 3801 PORTER ST NW Apt. 102
204	07/23/2008 18:00	08102718	SIMPLE ASSAULT ADEMUYIWA T. BAMIDURO	ESTRADA, CARLOS	2008CMD016927	SC, GENERAL CRIMES SECTION, FELONY UNIT 2616 BLK CONN AVE NW
	07/28/2008 23:21	08105700	BURGLARY ONE TEJPAL S. CHAWLA	WILSON, ADAM M	2008CF3017309	SC, FELONY MAJOR CRIMES SECTION 3117 38TH ST NW Apt. 101
205	07/28/2008 12:45	08105292	BURGLARY TWO JONATHAN P. HOOKS	TWON, GOODE	2008CF2017299	SC, FELONY MAJOR CRIMES SECTION 4400 Massachusetts Ave, NW
	07/04/2008 23:35		POSS OF A CONTROL SUBSTANCE -MISD JOSHUA A. KLEIN	JARANILLO, JUAN C	2008CMD015290	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1000 blk of Wisconsin Ave., NW, WDC

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	07/05/2008 17:00	08092875	SHOPLIFTING DANIEL NADEL	ASCH, REBECCA E	2008CMD017447	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 3111 M STREET NW
206	07/09/2008 18:24	08095095	SIMPLE ASSAULT ADEMUYIWA T. BAMIDURO	MCDOLE, JEFFERY E	2008CMD015680	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 2300 BLK P STREET NW
	07/12/2008 20:00	08096874	SIMPLE ASSAULT	GONCALVES, ADENIKE A	2008CMD018100	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 3111 K STREET NW
	07/13/2008 02:30	08097084	Assault with Significant Bodily Injury BRIDGET M. FITZPATRICK	HERMELING, THEODORE A	2008CF2015964	SC, FELONY MAJOR CRIMES SECTION 1200 BLK OF WISC AVE N.W.
	07/13/2008 02:45	08097084	Assault with Significant Bodily Injury BRIDGET M. FITZPATRICK	BOYLE, JAMES M	2008CF2015961	SC, FELONY MAJOR CRIMES SECTION 1200 BLK WISCONSIN AVE NW
	07/13/2008 02:45	08097084	Assault with Significant Bodily Injury BRIDGET M. FITZPATRICK	OLIVEROS, ERNEST P	2008CF2015967	SC, FELONY MAJOR CRIMES SECTION 1200 Wisconsin Ave, NW
206	07/13/2008 18:15	08097342	SHOPLIFTING	BROWN, COSTINA	2008CMD018101	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 3222 M ST NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
206	07/20/2008 12:00	08101006	POSS OF A CONTROL SUBSTANCE -MISD DARRYL FOX	SUMMERS, HAYWOOD	2008CMD016604	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1000 12TH ST SE
206	07/27/2008 13:33	08104874	THEFT SECOND DEGREE YVONNE JONES	JONES, EDWARD N	2008CMD017235	SC, GENERAL CRIMES SECTION, FELONY UNIT 3411 M ST NW
	07/02/2008 21:35	08091434	THEFT SECOND DEGREE FRANCES CHANG	ABERNATHY, NATHAN A	2008CMD015130	2100 PENNSYLVANIA AVE NW
207	07/04/2008 14:15	08025822	POSS OF A CONTROL SUBSTANCE -MISD JOSHUA A. KLEIN	FORD, MARY T	2008CMD015241	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT Vietnam Veteran's Memorial - 21st St and Constitution Ave NW
207	07/04/2008 15:20		POSS OF A CONTROL SUBSTANCE -MISD JOSEPH W. TIRRELL	PATTERSON, SHERRI L	2008CMD015240	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 23rd at Constitution NW
207	07/10/2008 12:30	08095503	SIMPLE ASSAULT ADEMUYIWA T. BAMIDURO	GOINS, JOHN D	2008CMD015750	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 21ST & PENN AVE NW
	07/10/2008 21:11		SIMPLE ASSAULT ANDREW H. WARREN	HANLEY, WILLIAM E	2008CMD015741	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 900 23RD ST NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	07/12/2008 20:42	08096928	BURGLARY TWO JAMILA Z. HOARD	MACKERT, PAUL A	2008CF2015955	SC, FELONY MAJOR CRIMES SECTION 900 BLK 23RD ST NW
207	07/16/2008 13:00	08025068	ROBBERY JAMILA Z. HOARD	WHEELER, JERRY M	2008CF2016331	SC, FELONY MAJOR CRIMES SECTION Lincoln Memorial Bookstore, Washington, D.C.
208	07/01/2008 13:30	08039916	THEFT SECOND DEGREE EPHRAIM WERNICK	KIRKSEY, DAVID T	2008CMD015052	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1330 Conneticut Ave NW
	07/02/2008 20:33	08091437	DECEPTIVE LABELING - MISD JOSEPH W. TIRRELL	GRIM, KENNETH L	2008CMD015110	1000 BLK VERMONT ST NW
	07/03/2008 21:00	08091971	POSS OF A CONTROL SUBSTANCE -MISD YVONNE JONES	ALEXANDER, DOMINIQUE J	2008CMD017256	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1900 M ST NW
	07/03/2008 21:00	08091971	POSS OF A CONTROL SUBSTANCE -MISD YVONNE JONES	CHRISTOPHERSON, KRISTHIAN	2008CMD017257	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1900 M ST NW
	07/03/2008 23:30	08092031	CONTEMPT	BROWN, EDWARD S	2008CF2015208	SC, FELONY MAJOR CRIMES SECTION 1516 Q Street, NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	07/04/2008 02:40		ASSAULT ON A POLICER OFFICER-DANG WEAPON ANDREW H. WARREN	BLOOMFIELD, PATRICK T	2008CMD015168	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1200 BLK Connecticut Ave NW
208	07/06/2008 05:00	08093214	SIMPLE ASSAULT DANIEL K. ZACH	KOENIG, MARK D	2008CMD017448	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1823 L STREET N.W.
208	07/06/2008 15:05		ASSAULT ON A POLICER OFFICER-DANG WEAPON	HAYNES, DAVID	2008CMD015352	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 7 DUPONT CIRCLE NW
208	07/08/2008 00:50	08094087	ASSAULT W/I TO ROB BRIDGET M. FITZPATRICK	KEYS, RASHIE K	2008CF2015448	SC, FELONY MAJOR CRIMES SECTION
	07/09/2008 01:15	08094768	POSS OF A CONTROL SUBSTANCE -MISD EPHRAIM WERNICK	MIDDELTON, KENNETH I	2008CMD015525	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1500 BLK L ST NW
	07/09/2008 01:25	08094739	POSS OF A CONTROL SUBSTANCE -MISD MONICA N. SAHAF	CUNNINGHAM, JOSEPH E	2008CMD015512	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1000 BLK 16TH ST NW
	07/09/2008 01:30	08094741	POSS OF A CONTROL SUBSTANCE -MISD ERIN M. PAGE	SLIGH, SAMUEL	2008CMD015547	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1500 BLOCK K ST NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	07/09/2008 20:10	08095186	ASSAULT WITH A DANGEROUS WEAPON BRIDGET M. FITZPATRICK	HART, SAMUEL H	2008CF2015644	SC, FELONY MAJOR CRIMES SECTION 1734 20TH ST NW
208	07/09/2008 21:00	08095165	THEFT SECOND DEGREE FRANCES CHANG	HUNT, RONALD C	2008CMD015718	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1400 S ST (NORTH ALLEY) NW
	07/10/2008 00:50	08095308	POSS OF A CONTROL SUBSTANCE -MISD ANDREW H. WARREN	SANDERS, ANDREW L	2008CMD015653	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1400 BLK L ST NW
208	07/10/2008 17:45	08095671	SIMPLE ASSAULT ADAM B. SCHWARTZ	HARRISON, MARK K	2008CMD015818	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 14TH AND U ST NW
208	07/11/2008 16:20	08096156	POSS OF A CONTROL SUBSTANCE -MISD	STEVE, CALVIN L	2008CMD017966	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1667 K STREET NW
208	07/12/2008 00:24	08096441	UNLAWFUL ENTRY	KNOCHE, SCOTT D	2008CMD018096	1841 16TH ST NW
	07/12/2008 00:24	08096441	UNLAWFUL ENTRY	BARNETT, AMANDA R	2008CMD018097	1841 16 ST NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	07/12/2008 02:00	08096491	POSS OF A CONTROL SUBSTANCE -MISD	BAH, HASSAN	2008CMD018099	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1300 RHODE ISLAND AVE NW
208	07/12/2008 24:00	08096441	UNLAWFUL ENTRY	RICHEY, BENJAMIN L	2008CMD017984	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1841 16TH ST NW
	07/12/2008 24:30	08096441	UNLAWFUL ENTRY	SPICER, KEVIN H	2008CMD018098	1841 16TH ST NW
208	07/16/2008 02:55	08098629	POSS OF A CONTROL SUBSTANCE -MISD	ROBINSON, JOHN D	2008CMD016231	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1600 BLK 16TH ST NW
208	07/16/2008 19:35	08089934	SIMPLE ASSAULT YVONNE JONES	FLORES, JOSE	2008CMD016337	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1900 Blk Q Street NW
208	07/22/2008 11:10	08101982	POSS OF A CONTROL SUBSTANCE -MISD JENNIFER L. LIGHTBODY	MICKENS, LEWIS F.	2008CMD016857	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT MASS AVE CORREGDOR ST NW
	07/23/2008 02:05	08102431	ASSAULT ON A POLICER OFFICER-DANG WEAPON ANDREW H. WARREN	WIESNER, MARTIN F	2008CMD016826	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1000 BLK 14TH ST NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
208	07/23/2008 19:10	08103240	SEXUAL SOLICITATION BRIDGET M. FITZPATRICK	KIM, HENGHA	2008CMD017031	SC, FELONY MAJOR CRIMES SECTION
	07/24/2008 01:35	08102929	POSS OF A CONTROL SUBSTANCE -MISD JENNIFER L. LIGHTBODY	WILLIAMS, OMAR A	2008CMD016971	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1748 N ST NW
208	07/24/2008 18:54	08103240	OPERATING A HOUSE OF PROSTITUTION BRIDGET M. FITZPATRICK	YOUNG, KEPILINO	2008CF2017030	SC, FELONY MAJOR CRIMES SECTION 1337 CONN AVE NW
208	07/25/2008 13:00	08103721	SHOPLIFTING JOSHUA A. KLEIN	MCCRAY, JASPER	2008CMD017118	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 2000 L Street, NW
	07/26/2008 03:22	08104190	POSS OF A CONTROL SUBSTANCE -MISD FRANCES CHANG	JONES, LEON R	2008CMD017117	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 2000 Block of O St. NW
208	07/27/2008 16:50	08104959	DESTRUCTION OF PROPERTY LESS THAN \$200 EPHRAIM WERNICK	CONTRAREZ, ANTONIO	2008CMD017248	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1800 NEW HAMPSHIRE AVE NW
	07/28/2008 21:25	08105601	POSS OF A CONTROL SUBSTANCE -MISD SEAN M. LEWIS	MURRAY, WILLIAM E	2008CMD017285	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1400 BLK L ST NW